HAILE, SHAW & PFAFFENBERGER, P.A. 660 U. S. Highway One, Third Floor North Palm Beach, FL 33408 Tel: (561) 627-8100 Fax: (561) 622-7603 Gary A. Woodfield *Attorneys for Frank Avellino, et al.* 

| UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK          |                                                  |
|-----------------------------------------------------------------------|--------------------------------------------------|
| SECURITIES INVESTOR PROTECTION CORPORATION,  Plaintiff-Applicant,  v. | Adv. Pro. No. 08-01789 (SMB)<br>SIPA LIQUIDATION |
| BERNARD L. MADOFF INVESTMENT SECURITIES LLC,                          | (Substantively Consolidated)                     |
| Defendant.                                                            |                                                  |
| In re:                                                                |                                                  |
| BERNARD L. MADOFF,                                                    |                                                  |
| Debtor.                                                               |                                                  |

## NOTICE OF WITHDRAWAL OF NOTICE OF REQUEST TO DEPOSE BERNARD L. MADOFF

Defendants in Adversary Proceeding No. 10-05421 (SMB)<sup>1</sup>, hereby withdraw their Notice of Request to Depose Bernard L. Madoff filed on August 2, 2016 (D.E. 13814).

<sup>&</sup>lt;sup>1</sup> A list of the Defendants in the adversary proceeding referenced above is attached as Exhibit "A".

Respectfully submitted,

/s/ Gary A. Woodfield

Gary A. Woodfield *Counsel for Defendants listed on attached Exhibit A* Florida Bar No. 0563102 HAILE, SHAW & PFAFFENBERGER, P.A. 660 U.S. Highway One, Third Floor North Palm Beach, FL 33408

Phone: (561) 627-8100 Fax: (561) 622-7603

Email: gwoodfield@haileshaw.com

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 8th day of August, 2016, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties via transmission of Notice of Electronic filing generated by CM/ECF.

/s/ Gary A. Woodfield Gary A. Woodfield Florida Bar No. 0563102

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## EXHIBIT A

## LIST OF DEFENDANTS REPRESENTED BY GARY A. WOODFIELD

| Frank J. Avellino                                                                                 |  |
|---------------------------------------------------------------------------------------------------|--|
| Michael S. Bienes                                                                                 |  |
| Nancy C. Avellino                                                                                 |  |
| Dianne K. Bienes                                                                                  |  |
| Thomas G. Avellino                                                                                |  |
| Avellino & Bienes                                                                                 |  |
| Avellino Family Trust                                                                             |  |
| Avellino & Bienes Pension Plan Trust                                                              |  |
| Grosvenor Partners, Ltd.                                                                          |  |
| Mayfair Ventures, G.P.                                                                            |  |
| Aster Associates                                                                                  |  |
| St. James Associates                                                                              |  |
| Strattham Partners                                                                                |  |
| Kenn Jordan Associates                                                                            |  |
| Ascent, Inc.                                                                                      |  |
| Mayfair Bookkeeping Services, Inc.                                                                |  |
| Frank J. Avellino Revocable Trust Number One as amended and restated January 26, 1990, as amended |  |
| Frank J. Avellino Grantor Retained Annuity Trust under Agreement dated June 24, 1992              |  |

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Frank J. Avellino Grantor Retained Annuity Trust Agreement Number 2 under Agreement dated June 24, 1992

Frank J. Avellino Revocable Trust Number One under the Declaration of Trust Number One dated June 10, 1988

Nancy Carroll Avellino Revocable Trust under the Trust Agreement dated May 18, 1992

27 Cliff, LLC

Avellino Family Foundation, Inc.

Rachel A. Rosenthal

Rachel Anne Rosenthal Trust U/A dated June 29, 1990

Rachel Anne Rosenthal Trust #3

Heather C. Lowles

Heather Carroll Lowles Trust U/A dated June 29, 1990

Tiffany Joy Lowles Trust U/A dated June 29, 1990

Melanie A. Lowles

Melanie Ann Lowles Trust U/A dated June 29, 1990

Taylor Ashley McEvoy Trust U/A dated June 24, 1992

Madison Alyssa McEvoy Trust U/A dated June 29, 1990

A minor with the initials S.A.

S.A. Grantor Retained Annuity Trust

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